

UNITED STATES DISTRICT COURT

SOUTHERN

District of

NEW YORK

LYONS PARTNERSHIP, L.P. AND HIT  
ENTERTAINMENT, INC.,

Plaintiffs,

v.

PARTY ART PRODUCTIONS INC.,  
ROBERTA HERMAN, PHILIP HERMAN,  
PARTY POOPERS, INC., MARLA MASE,  
57TH STREET PARTY CORP. D/B/A SAVE  
THE DATE, JENNIFER GILBERT, THE  
MAGIC AGENCY INC., SHELLEY  
CARROLL, ERIC SILVEY D/B/A ERIC  
SILVEY ENTERTAINMENT,

Defendants.

SUMMONS IN A CIVIL ACTION

CASE NUMBER

07 CIV 7121

JUDGE STANTON

TO: (Name and address of Defendant)

Eric Silvey d/b/a Eric Silvey Entertainment  
225 E. 57th St.  
New York, NY 10022

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Toby M. J. Butterfield, Esq.  
Matthew A. Kaplan, Esq.  
COWAN, DeBAETS, ABRAHAMS & SHEPPARD LLP  
41 Madison Avenue, 34<sup>th</sup> Floor  
New York, New York 10010

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

AUG 09 2007

CLERK

*Marcos Quintero*

(By) DEPUTY CLERK

DATE

<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE <div style="text-align: center; font-size: 1.2em;">8 / 30 / 07</div>	
NAME OF SERVER (PRINT) <div style="text-align: center; font-size: 1.2em;">David A. Betron</div>	TITLE <div style="text-align: center; font-size: 1.2em;">Process Server</div>	
Check one box below to indicate appropriate method of service		
<div style="display: flex; flex-direction: column; gap: 10px;"> <div><input type="checkbox"/> Served personally upon the defendant. Place where served:</div> <div><input checked="" type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.</div> <div><input checked="" type="checkbox"/> Name of person with whom the summons and complaint were left: Returned unexecuted: <div style="margin-left: 20px; font-family: cursive;">LEFT Copy of Summons &amp; Complaint with Doorman</div></div> <div><input type="checkbox"/> Other (specify): <div style="margin-left: 20px; font-family: cursive;">Mr. Smith</div></div> </div>		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL
<b>DECLARATION OF SERVER</b>		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 30%;"> <p>Executed on <u>Sept 1, 2007</u></p> <p style="text-align: center;">Date</p> </div> <div style="width: 60%; text-align: center;"> <p><u>David A. Betron</u></p> <p>Signature of Server</p> <div style="margin-top: 20px;"> <p><u>531 REDWOOD DRIVE Cedarhurst, NY 11516</u></p> <p>Address of Server</p> </div> </div> </div>		

<sup>(1)</sup> As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.